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9 Attorneys for IRWIN UNION BANK AND  
TRUST COMPANY and IRWIN HOME  
10 EQUITY CORPORATION

11  
12 **UNITED STATES DISTRICT COURT**

13 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**  
14

15 IRWIN UNION BANK AND TRUST  
COMPANY and IRWIN HOME EQUITY  
16 CORPORATION,

17 Plaintiffs,

18 vs.

19 FREEDOM MORTGAGE CORPORATION,

20 Defendant.  
21

CASE NO. C08-00472 PJH

**STIPULATION AND ORDER  
CONTINUING HEARING DATE ON  
MOTION OF DEFENDANT FREEDOM  
MORTGAGE CORPORATION TO  
DISMISS OR STAY ACTION AND FOR  
AN ORDER COMPELLING  
ARBITRATION**

Date: April 23, 2008  
Time: 9:00 a.m.  
Crtrm: 3

22 Plaintiffs Irwin Union Bank and Trust Company and Irwin Home Equity Corporation  
23 ("Irwin") and defendant Freedom Mortgage Corporation ("Freedom") pursuant to Local Rule 6-  
24 1(b), stipulate and request a postponement of the hearing date on defendant Freedom Mortgage  
25 Corporation's previously filed Motion to Dismiss or Stay Action and For an Order Compelling  
26 Arbitration.

27 1. In order that Irwin may fully consider its response to Freedom's motion to compel  
28

1 arbitration, the parties hereby stipulate that the hearing on the motion, previously set for April 23,  
2 2008, should be continued to April 30, 2008, or the first motion date thereafter that is convenient  
3 to the Court.

4 2. Based on the requested April 30, 2008 motion date, Irwin's opposition would be  
5 due on April 9, 2008, and Freedom's reply would be due on April 16, 2008.

6  
7 DATED: March 26, 2008

COOPER, WHITE & COOPER LLP

8  
9 By: 

Stephen Kaus

Attorneys for IRWIN UNION BANK AND  
TRUST COMPANY and IRWIN HOME  
EQUITY CORPORATION

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12  
13 DATED: March 26, 2008

BUTY & CURLIANO LLP

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15 By:  (220923)

for Jason J. Curliano

Attorneys for FREEDOM MORTGAGE  
CORPORATION

16  
17 **ORDER**

18 Pursuant to this Stipulation IT IS SO ORDERED.

19  
20 Dated: March \_\_\_\_\_, 2008

21 Honorable Phyllis J. Hamilton  
22 United States District Judge